

Remarks

Claims 1-28 are currently pending. Claims 1, 11-15, 20, 22, 27, and 28 have been amended. Applicants assert that all claims are now in condition for allowance as set forth more fully below.

Interview Summary

The undersigned participated in a recent telephone interview with the Examiner. During the interview, differences between the subject matter of the present application and the Daly and Bridges references were discussed. Namely, it was emphasized that Daly fails to utilize the ESN to determine the proper IRDB template but instead uses the ESN to schedule the download of an IRDB that is assumed to be correct. It was further discussed that Bridges fails to disclose obtaining the ESN of a mobile device from the HLR for the mobile device but obtains the ESN from elsewhere such that the ESN that has been obtained may not be a current ESN. .

103 Rejections

Claims 1-28 stand rejected under 35 USC §103(a) as being unpatentable over Daly (US Pub 20020193103) in view of Bridges (US Pub 20030054809). Applicants respectfully traverse these rejections.

The claims now include recitations to the ESN being acquired from a home location register associated with the mobile device and the ESN being used to determine the proper IRDB template to download. As a representative example, claim 1 recites, in part, the ESN features being compared with an ESN acquired from a home location register associated with a mobile communication device in a multi-service telecommunication service provider network for determining an up-to-date IRDB template to be downloaded to the mobile communication device. Thus, the ESN is not being provided from a data source such as a customer service or customer billing database that may have stale information, but is instead being acquired from the HLR which has current ESN data in order for the mobile device to be active within the communications network. Support for the ESN being acquired from the HLR in order to

determine the proper IRDB is provided at page 12, paragraphs 0029 and 0030 and at page 13, paragraph 0032 of the specification.

Neither Daly nor Bridges provides for the ESN being acquired from the HLR and for the purposes of determining the up-to-date IRDB to provide to the mobile device. In Daly, the ESN is not even being used to find the proper IRDB template but instead uses the ESN to schedule the IRDB download process. It is assumed that the correct IRDB is known for the mobile device because there is no disclosure of choosing an IRDB on the basis of the particular ESN for the mobile device.

In Bridges, the ESN is obtained from a Customer Service Center (CSC) database rather than an HLR, as discussed in paragraph 0075 of Bridges, and is provided to the OTAF. Furthermore, the OTAF queries the HLR for status and location of a mobile device, as discussed in paragraph 0080, but does not query the HLR for the ESN since the ESN has already been acquired from the CSC prior to querying the HLR. Thus, Bridges assumes that the CSC has the most current ESN, but as discussed above, the only certainty regarding which ESN is currently accurate is from the ESN stored by the HLR. The CSC may have an old ESN and the HLR may not have any status or location for the old ESN such that the process of Bridges would fail in that scenario.

Therefore, it is evident that the combination of Daly with Bridges fails to disclose all of the elements of the claims, including the recitation that the ESN is acquired from the HLR in order to find the up-to-date IRDB for the mobile device. Accordingly, claims 1, are allowable over the cited combination. Dependent claims 2- depend from allowable base claims and are also allowable for at least the same reasons.

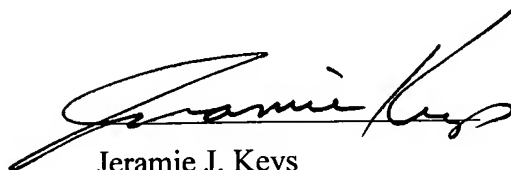
Conclusion

Applicants assert that pending claims 1-28 are in condition for allowance and request reconsideration in view of the amendments and remarks above. Should the Examiner have any questions, please contact the undersigned.

No fees are believed due beyond the fee for continued examination. However, please charge any additional fees or credit any overpayment to Deposit Account No. 50-3025.

Respectfully submitted,

Date: May 5, 2005

A handwritten signature in black ink, appearing to read "Jeramie J. Keys". The signature is fluid and cursive, with a long horizontal stroke extending to the left.

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